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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/725,245	12/01/2003	Satoshi Suda	09868/000M895-US0	1948

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EXAMINER

KIM, ANDREW

ART UNIT	PAPER NUMBER
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3714

SHORTENED STATUTORY PERIOD OF RESPONSE	MAIL DATE	DELIVERY MODE
3 MONTHS	01/11/2007	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

If NO period for reply is specified above, the maximum statutory period will apply and will expire 6 MONTHS from the mailing date of this communication.

Office Action Summary	Application No.	Applicant(s)	
	10/725,245	SUDA ET AL.	
	Examiner	Art Unit	
	Andrew Kim	3714	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 01 December 2003.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-28 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-28 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 01 December 2003 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
 Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
 Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All b) ☐ Some * c) ☐ None of:
1. ☒ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- * See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413) |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | Paper No(s)/Mail Date. _____ |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| Paper No(s)/Mail Date <u>12/1/03</u> . | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

Information Disclosure Statement

The information disclosure statement filed 4/24/06 fails to comply with 37 CFR 1.98(a)(1), which requires the following: (1) a list of all patents, publications, applications, or other information submitted for consideration by the Office; (2) U.S. patents and U.S. patent application publications listed in a section separately from citations of other documents; (3) the application number of the application in which the information disclosure statement is being submitted on each page of the list; (4) a column that provides a blank space next to each document to be considered, for the examiner's initials; and (5) a heading that clearly indicates that the list is an information disclosure statement. The information disclosure statement has been placed in the application file, but the information referred to therein has not been considered.

Claim Rejections - 35 USC § 102

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

Claims 1-28 are rejected under 35 U.S.C. 102(b) as being anticipated by Vancura (US 6,059,289).

Claims 1, 7, 8, 17. Vancura discloses an invention comprising:

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a display module that, at a start of a game comprising a normal game and a bonus game having a high probability of being advantageous to a player, provides a changing display of symbols initially in a static state in a plurality of display regions, said symbols being capable of changing continuously to other symbols in said changing display (fig. 1, col. 7);

said display module providing a static display stopping said symbols in said changing display and statically displaying said symbols in said display regions, said symbols that are displayed statically optionally comprising at least one bonus symbol when said game is in said normal game (fig. 1, col. 7 and 8);

an evaluation module that determines, when said game is in said normal game, whether said at least one statically displayed bonus symbol meets a condition for starting said bonus game (col. 7, lines 5-14);

wherein when said condition is met, said display module displays a possible payout value that can be awarded to the player as payout for said bonus game before said bonus game starts (fig. 1, Abstract).

Claim 2. Vancura discloses an invention wherein said possible payout value that can be awarded to the player is identified as a value range (col. 15, lines 37-43).

Claim 3. Vancura discloses an invention wherein said possible payout value that can be awarded to the player is identified as a plurality of independent values (Abstract).

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Claim 4. Vancura discloses an invention wherein said possible payout value that can be awarded to the player is defined as a value expressed using one of an addition and a multiplication operator (Abstract).

Claim 5. Vancura discloses an invention wherein said display module displays said possible payout value that can be awarded to the player in said display region that is displaying said statically displayed bonus symbol (fig. 1, item 70, 75, col. 6).

Claim 6. Vancura discloses an invention wherein said possible payout value displayed along with said statically displayed bonus symbol is changed corresponding to a number of bets made by the player (col. 18, line 9).

Claim 9. Vancura discloses an invention wherein said evaluation module determines, while said symbols are in said changing display and when said game is in said normal game, whether said at least one statically displayed bonus symbol meets said condition (col. 7, lines 5-14).

Claim 10. Vancura discloses an invention wherein said possible payout value that can be awarded to the player is identified as a value range (col. 15, lines 37-43).

Claim 11. Vancura discloses an invention wherein said possible payout value that can be awarded to the player is identified as a plurality of independent values (Abstract).

Claim 12. Vancura discloses an invention wherein said possible payout value that can be awarded to the player is defined as a value expressed using one of an addition and a multiplication operator (Abstract).

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Claim 13. Vancura discloses an invention wherein said display module displays said possible payout value that can be awarded to the player in said display region that is displaying said statically displayed bonus symbol (fig. 1, item 70, 75, col. 6).

Claim 14. Vancura discloses an invention wherein said possible payout value displayed along with said statically displayed bonus symbol is changed corresponding to a number of bets made by the player (col. 18, line 9).

Claim 15. Vancura discloses an invention wherein said evaluation module of said game machine determines, while said symbols are in said changing display and when said game is in said normal game, whether said at least one statically displayed bonus symbol meets said condition (col. 7).

Claim 16. Vancura discloses an invention wherein said evaluation step occurs while said symbols are in said changing display (col. 7).

Claim 18. Vancura discloses an invention wherein said determining step occurs while said symbols are in said changing display (col. 7).

Claim 19. Vancura discloses an invention wherein said possible payout value that can be awarded to the player is identified as a value range (col. 15, lines 37-43).

Claim 20. Vancura discloses an invention wherein said possible payout value that can be awarded to the player is identified as a Value range (col. 15, lines 37-43).

Claim 21. Vancura discloses an invention wherein said possible payout value that can be awarded to the player is identified as a plurality of independent values (Abstract).

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Claim 22. Vancura discloses an invention wherein said possible payout value that can be awarded to the player is identified as a plurality of independent values (Abstract).

Claim 23. Vancura discloses an invention wherein said possible payout value that can be awarded to the player is defined as a value expressed using one of an addition and a multiplication operator (Abstract).

Claim 24. Vancura discloses an invention wherein said possible payout value that can be awarded to the player is defined as a value expressed using one of an addition and a multiplication operator (Abstract).

Claim 25. Vancura discloses an invention wherein said possible payout value to be awarded to the player is displayed in said display region that is displaying said statically displayed bonus symbol (fig. 1, item 70, 75, col. 6).

Claim 26. Vancura discloses an invention wherein said possible payout value that can be awarded to the player is displayed in said display region that is displaying said statically displayed bonus symbol (fig. 1, item 70, 75, col. 6).

Claim 27. Vancura discloses an invention further comprising the step of changing said possible payout value displayed along with said statically displayed bonus symbol corresponding to a number of bets made by the player (col. 18, line 9).

Claim 28. Vancura discloses an invention further comprising the step of changing said possible payout value displayed along with said statically displayed bonus symbol corresponding to a number of bets made by the player (col. 18, line 9).

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Andrew Kim whose telephone number is 571-272-1691. The examiner can normally be reached on M-F.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Bob Olszewski can be reached on 571-272-6788. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.



SCOTT E. JONES
PRIMARY EXAMINER

AK 1/8/2007